IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 14847 of 1993

Between:

Mohd.Amjad, S/o. Mohd.Bilal ,
R/o. Hyderabad.

..... PETITIONER

AND

GENERAL SUPERINTENDENT, P.W.D. WORKSHOPS AND STORES MINT COMPUND,
HYDERABAD.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ, order, orders or directions and to declare the action of the Respondent in terminating the service of the petitioner as illegal, unconstitutional and violative of provisions of I.D.Act and to set aside the same.

Counsel for the Petitioner: MR.V.VENKATARAMANA

Counsel for the Respondent: G.P.FOR IRRIGATION

The Court made the following :

ORDER:

The relief sought for in this writ petition is to declare the action of the respondent-General Superintendent, P.W.D. Workshops and Stores, Mint Compound, Hyderabad in terminating the services of the petitioner, as illegal, unconstitutional and violative of the provisions of Industrial Disputes Act.

The respondent-P.W.D.Workshop and stores is a department of the Government of Andhra Pradesh and in view of the judgment of the Supreme Court in **L. Chandra Kumar Vs. Union of India**, the petitioners are required to approach the Andhra Pradesh Administrative Tribunal in the first instance, before approaching the High Court under Article 226 of the Constitution of India. Even otherwise, in the affidavit filed in support of the writ petition it is alleged that the provisions of the Industrial Disputes Act have been violated and in such cases, the petitioner has an effective alternative remedy of invoking the jurisdiction of the statutory Tribunals under the Industrial Disputes Act. In any view of the matter the writ petition, as filed, cannot be entertained.

The writ petition is accordingly dismissed. No order as to costs. This order shall however not preclude the petitioners from availing such remedies, as are available to him in law.

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(RAMESH RANGANATHAN, J)

Dated:30.06.2005

MRKR

To

1. General Superintendent, P.W.D.Workshops and Stores, Mint Compound, Hyderabad.

2. Two C.Cs to the Government Pleader for Irrigation, High Court Buildigns, Hyderabad.

3. Two C.D.copies.

*Form-NIC-OGS/WP{**NS**}*